

# Exhibit MM

1 IN THE UNITED STATES DISTRICT COURT  
2 FOR THE DISTRICT OF NEW JERSEY  
3 CAMDEN VICINAGE  
- - -

4 IN RE: VALSARTAN, : MDL NO. 2875  
5 LOSARTAN, AND :  
6 IRBESARTAN PRODUCTS : CIVIL NO.  
7 LIABILITY LITIGATION : 19-2875  
8 : (RBK/JS)  
9 THIS DOCUMENT APPLIES : HON. ROBERT  
10 TO ALL CASES : B. KUGLER  
11 - CONFIDENTIAL INFORMATION -  
12 SUBJECT TO PROTECTIVE ORDER  
13

14 VOLUME I  
15 - - -

16 May 27, 2021  
17 - - -

18 Videotaped remote deposition of  
19 JUN DU, taken pursuant to notice, was  
20 held via Zoom Videoconference, beginning  
21 at 9:16 a.m., EST, on the above date,  
22 before Michelle L. Gray, a Registered  
23 Professional Reporter, Certified  
24 Shorthand Reporter, Certified Realtime  
Reporter, and Notary Public.  
25 - - -

26 GOLKOW LITIGATION SERVICES  
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28 deps@golkow.com  
29  
30

1 Q. Do you have an office in  
2 China, at any of ZHP's offices in China?

3 A. No, I don't.

4 Q. Do you have a laptop  
5 computer?

6 A. That is correct, I do.

7 Q. Do you use the laptop for  
8 work?

9 A. That is correct. I do use  
10 my personal laptop computer for work.

11 Q. Was that laptop -- rephrase.  
12 What brand of laptop is it?

13 A. It is an Apple MacBook.

14 Q. How long have you had that  
15 laptop?

16 A. I believe I have been using  
17 it since 2015 also. I do not recall the  
18 exact year.

19 Q. Was that laptop provided to  
20 the third party that swept the --  
21 rephrase.

22 Was that laptop provided to  
23 the third party so the documents and  
24 information could be provided to us?

4 Q. When was that?

5                   A.        Those were merely interim  
6 assignments.   Whenever Baohua Chen as the  
7 general manager was unavailable, someone  
8 was needed for the coordination.

9                   Q.        When were those interim  
10 assignments as you've described them?

11                   A.     I did not catch the first  
12 word of your question.

13 Q. When were those interim  
14 assignments as you described them?

15                   A.        More specifically, those  
16 assignments were during the audits  
17 conducted by either the FDA or the  
18 European Union.    Since there were many  
19 audits conducted by the FDA in the past,  
20 I cannot tell you the specific dates for  
21 each of such assignments.

22 Q. Was one of those assignments  
23 in July and August of 2018?

24 A. That is correct.

1 Zoom --

2 MR. SLATER: Can we get that  
3 up on the screen please. Great.

4 This is 430. This may have  
5 been marked in other depositions.  
6 I don't want to overlap. I don't  
7 want to make a mistake. We'll  
8 call it Exhibit 430.

9 THE WITNESS: Can you just  
10 give me a second to review this  
11 document quickly?

12 MR. SLATER: Again, for my  
13 team, let's just keep track of the  
14 time and then we'll see how long  
15 it goes. And if there's an issue  
16 later, please.

17 THE WITNESS: I'm done.

18 BY MR. SLATER:

19 Q. Exhibit 430 is a letter that  
20 you wrote to the FDA in your capacity as  
21 executive vice president of ZHP, correct?

22 A. I did not write this letter.

23 Q. Exhibit 430 is a letter that  
24 you signed in your capacity as executive

1 vice president of ZHP, correct?

2 A. That is correct. I signed  
3 this letter on behalf of ZHP.

4 Q. Did you read the letter  
5 before you signed it?

6 A. I did not completely review  
7 this letter. This letter was completed  
8 by the QA department, QC department,  
9 technology department, and analytical  
10 department of ZHP. As the contact person  
11 for the FDA, I signed this letter on  
12 behalf of our company.

13 Q. When you say you did not  
14 completely review this letter, is it your  
15 testimony that before you signed the  
16 letter, which you knew was going to the  
17 FDA, you didn't read the entire letter?

18 A. That is correct, I did not.

19 I trust in the professional  
20 expertise of our team. Besides, I did  
21 not have the GMP knowledge at that time.

22 Q. Do you know who specifically  
23 wrote this letter, what people?

24 A. As in my prior statement it

1 was the QA department, QC department,  
2 technology department, and the  
3 manufacturing department was their  
4 related stuff.

5 Q. Do you know which specific  
6 people wrote the letter, not what  
7 departments, but which specific people?

8 A. I believe I know the leader  
9 or leaders of their team.

10 Q. Do you know which specific  
11 people wrote this letter?

12 A. For the QA team, the leader  
13 was Jucai Ge, spelled as J-U-C-A-I, last  
14 name G-E. For the QC team, their leader  
15 for Min Li, M-I-N, last name L-I, and  
16 Qiangming Li, spelled as  
17 Q-I-A-N-G-M-I-N-G, last name L-I. For  
18 the regulatory affairs team, the leader  
19 was Linda Lin. And the technology and  
20 manufacturing team, the leader was Peng  
21 Dong spelled as P-E-N-G, last name  
22 D-O-N-G.

23 Q. Before you signed this  
24 letter, did you ask those people if the

1 letter was fully accurate?

2 A. When I was signing this  
3 letter, I asked them whether all the 483  
4 related materials were complete and the  
5 answer was affirmative.

6 Q. This letter was sent to the  
7 FDA as a response to the FDA 483  
8 observations from the July 23rd to  
9 August 3, 2018 inspection, correct?

10 A. That is correct.

11 Q. That inspection resulted  
12 from the disclosure to the FDA that there  
13 was NDMA in ZHP's valsartan API, correct?

14 MR. GOLDBERG: Objection to  
15 form. Speculation.

16 THE INTERPRETER: The  
17 interpreter would like to clarify  
18 with the witness.

19 THE WITNESS: This FDA  
20 on-site inspection is a so-called  
21 for-cause inspection.

22 BY MR. SLATER:

23 Q. The cause was the disclosure  
24 to the FDA that there was NDMA in ZHP's